

1 SUE FAHAMI
2 Acting United States Attorney
3 District of Nevada
4 Nevada Bar No. 5634
5 PAUL SACHELARI (CSBN 230082)
6 Special Assistant United States Attorney
7 Office of the General Counsel
8 Social Security Administration
9 6401 Security Boulevard
10 Baltimore, MD 21235
11 Telephone: (510) 970-4853
12 paul.sachelari@ssa.gov

13 Attorneys for Defendant

14 **UNITED STATES DISTRICT COURT**

15 **DISTRICT OF NEVADA**

16 MICHAEL H. MCCABE,

17 Plaintiff,

18 v.

19 LELAND DUDEK,
20 Acting Commissioner of Social Security,

21 Defendant.

) Case No. 3:24-cv-00438-CSD

) **STIPULATION TO VOLUNTARY**
) **REMAND PURSUANT TO SENTENCE**
) **FOUR OF 42 U.S.C. § 405(g) AND TO**
) **ENTRY OF JUDGMENT FOR**
) **PLAINTIFF**

22 IT IS HEREBY STIPULATED by and between the parties, through their undersigned
23 attorneys, and with the approval of the Court, that this action be remanded for further administrative
24 action pursuant to the Social Security Act § 205(g), as amended, 42 U.S.C. § 405(g), sentence four.

25 On remand, the Appeals Council will remand the case to a new administrative law judge (ALJ)
26 to offer the claimant the opportunity for a hearing, take any further action needed to complete the
administrative record, and issue a new decision.

1 The parties further request that the Clerk of the Court be directed to enter a final judgment in
2 favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.

3
4 Dated: March 20, 2025

Respectfully submitted,

5 LAW OFFICES OF LAWRENCE D. ROHLFING, INC., CPC

6 /s/ Marc V. Kalagian

MARC V. KALAGIAN

7 (*as authorized via email on March 20, 2025)

8 Attorney for Plaintiff

9 Dated: March 20, 2025

Respectfully submitted,

10 SUE FAHAMI

11 Acting United States Attorney

12 By: s/ Paul Sachelari

13 PAUL SACHELARI

14 Special Assistant United States Attorney

15
16 IT IS SO ORDERED:

17 

18
19 CRAIG S. DENNEY
20 UNITED STATES MAGISTRATE JUDGE

21 DATED: March 21, 2025

CERTIFICATE OF SERVICE

I, the undersigned, am a citizen of the United States and am at least eighteen years of age. My business address is 6401 Security Boulevard., Baltimore, MD 21235. I am not a party to the above-entitled action. On the date set forth below, I caused service of **STIPULATION TO VOLUNTARY REMAND PURSUANT TO SENTENCE FOUR OF 42 U.S.C. § 405(g) AND TO ENTRY OF JUDGMENT FOR PLAINTIFF** on the following parties by electronically filing the foregoing with the Clerk of the District Court using its ECF System, which provides electronic notice of the filing:

Marc Kalagian
marc.kalagian@rksslaw.com
Attorney for Plaintiff

Leonard Stone
lstone@shookandstone.com
Attorney for Plaintiff

I declare under penalty of perjury that the foregoing is true and correct.

Dated: March 20, 2025

/s/ Paul Sachelari
PAUL SACHELARI
Special Assistant United States Attorney